

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF PENNSYLVANIA**

HARRY BOATNER, JR., )  
Plaintiff, ) Civil Action No. 15 – 1565  
v. ) Magistrate Judge Lisa Pupo Lenihan  
BRIAN COVERT, Warden, HILTON, )  
Asst Warden, and LAWRENCE )  
COUNTY, )  
Defendants. )

**ORDER**

The plaintiff in this matter has submitted for filing a complaint without a filing fee or the forms required to proceed *in forma pauperis* in a civil rights case. This action may not proceed unless the plaintiff either,

- (1) tenders to the “Clerk, U.S. District Court” a statutory filing fee in the amount of \$400.00, or,
- (2) files a properly completed application to proceed *in forma pauperis*, along with an authorization form and a certified copy of his prison account statement for the six (6) months preceding the filing of the complaint. An application to proceed *in forma pauperis* and authorization form are enclosed.

Therefore,

**IT IS HEREBY ORDERED** this 11<sup>th</sup> day of December, that the Clerk of Court is to mark this case **CLOSED**.

**IT IS FURTHER ORDERED** that the plaintiff may submit a motion to proceed in forma pauperis, along with a certified copy of the inmate account statement for the six (6) months preceding the filing of the complaint. If that motion is granted, the case will be reopened.

**IT IS FURTHER ORDERED** that the plaintiff may reopen this case by paying the \$400.00 filing fee.

**AND IT IS FURTHER ORDERED** that the plaintiff is allowed fourteen (14) days from this date to appeal this order to a District Judge pursuant to Rule 72.C.2 of the Local Rules. Failure to appeal within fourteen (14) days may constitute waiver of the right to appeal.

/s/ Lisa Pupo Lenihan  
Lisa Pupo Lenihan  
United States Magistrate Judge

cc: Harry Boatner, Jr.  
Lawrence County Corrections  
111 S. Milton Street  
New Castle, PA 16101-3593